

Attorney Docket No. 108298389US1
Disclosure No. 98-1264.01/US

REMARKS

In the above referenced Office Action, the Examiner required election of a single disclosed species from the following:

- (A) Species I, directed to carbonaceous material including graphite; and
- (B) Species II, directed to carbonaceous material including amorphous carbon material.

In response to the required election, the applicants elect Species 1 without traverse. Based on the applicants' review of the application, Species 1 includes claims 1-19, 21-31, 33-47, 49-53, 55-60, 72-75, and 78-87. Accordingly, the applicants have elected to continue prosecution with examination of claims 1-19, 21-31, 33-47, 49-53, 55-60, 72-75, and 78-87. The foregoing election of Species 1 is made with the understanding that the Examiner and the U.S. Patent and Trademark Office are now bound to the finding of non-obviousness between each of the species.

Applicants traverse the Examiner's conclusion that only claim 49 is generic. Claims 1-19, 21-31, 33-47, 50-52, 55-60, 72-75, and 78-87 are generic to Species 1 and 2. Non-elected claim 54 has been withdrawn without prejudice to consideration of this claim upon allowance of a generic claim.

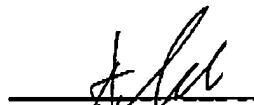
Upon allowance of the generic claims, applicants request consideration of claims to additional species which are written in dependent form or which otherwise include all the limitations of the allowed generic claims.

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No fees are believed due with this communication. However, the Commissioner is hereby authorized and requested to charge any deficiency in fees herein to Deposit Account No. 50-0665.

Respectfully submitted,
Perkins Coie LLP

Date: 1/3/05


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